

**Town Board Minutes**  
(Municipal Review Committee )

**Meeting**  
**No. 11**

**Special Meeting**

**April 18, 2005**

# **Town Board Minutes**

**April 18, 2004**

**Meeting No. 11**

A joint meeting of the Town Board and the Planning Board of the Town of Lancaster, New York, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 18<sup>th</sup> day of April 2005, at 6:30 PM and there were

**PRESENT:**

DANIEL AMATURA, COUNCIL MEMBER  
MARK MONTOUR, COUNCIL MEMBER  
RONALD RUFFINO, COUNCIL MEMBER  
DONNA STEMPIAK, COUNCIL MEMBER  
ROBERT GIZA, SUPERVISOR  
REBECCA ANDERSON, PLANNING BOARD MEMBER  
JOHN GOBER, PLANNING BOARD MEMBER  
LAWRENCE KORZENIEWSKI, PLANNING BOARD MEMBER  
MICHAEL MYSZKA, PLANNING BOARD MEMBER

**ABSENT:**

STEVEN SOCHA, PLANNING BOARD MEMBER  
MELVIN SZYMANSKI, PLANNING BOARD MEMBER  
STANLEY KEYSA, PLANNING BOARD CHAIRMAN

**ALSO PRESENT:**

JOHANNA COLEMAN, TOWN CLERK  
RICHARD SHERWOOD, TOWN ATTORNEY  
JEFFREY SIMME, BUILDING INSPECTOR  
ROBERT LABENSKI, TOWN ENGINEER

**PURPOSE OF MEETING:**

This joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for two (2) actions.

**IN THE MATTER OF THE SEQR REVIEW OF  
GREENFIELD HEALTH & REHABILITATION CENTER  
OUT PATIENT THERAPY ADDITION SITE PLAN**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the Greenfield Health & Rehabilitation Center Out Patient Therapy Addition site plan matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

**THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCIL MEMBER STEMPNIAK, WHO MOVED  
ITS ADOPTION, SECONDED BY PLANNING  
BOARD MEMBER KORZENIEWSKI, TO WIT:**

**RESOLVED**, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:  
GREENFIELD HEALTH & REHABILITATION CENTER  
OUT PATIENT THERAPY ADDITION SITE PLAN  
NEGATIVE DECLARATION**

**PLEASE TAKE NOTICE**, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

**NAME AND ADDRESS OF LEAD AGENCY**

Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086  
Richard J. Sherwood, Town Attorney  
716-684-3342

**NATURE, EXTENT AND LOCATION OF ACTION:**

The proposed development is of a parcel involving approximately .68 acres.

The location of the premises being reviewed is situate at 5949 Broadway, County of Eric, Town of Lancaster, New York.

## REASONS SUPPORTING DETERMINATION

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.4.
- B. The action will not receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.

- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)

- C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.

**No significant adverse effects noted**

- C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.

**No significant adverse effects noted**

- C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.

**No significant adverse effects noted**

- C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.

**No significant adverse effects noted**

- C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.

**No significant adverse effects noted**

- C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.

**No significant adverse effects noted**

- C.7 Other impacts (including changes in use of either quantity or type of energy).

**No significant adverse effects noted**

- D. The Town of Lancaster has not established a critical environmental area (CEA) pursuant to subdivision 6NYCRR617.14(g), therefore the proposed action will not impact the exceptional or unique characteristics of a critical environmental area (CEA).

- E. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s \_\_\_\_\_  
Robert H. Giza, Supervisor  
Town of Lancaster

SEAL

April 18, 2005

and,

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

**BE IT FURTHER**

**RESOLVED**, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES
PLANNING BOARD MEMBER ANDERSON	VOTED YES
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	VOTED YES
PLANNING BOARD MEMBER MYSZKA	VOTED YES
PLANNING BOARD MEMBER SOCHA	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	WAS ABSENT
PLANNING BOARD CHAIRMAN KEYSA	WAS ABSENT

The Notice of Determination was thereupon unanimously adopted.

April 18, 2005

**IN THE MATTER OF THE SEQR REVIEW OF  
VELLANO BROTHERS SUPPLY BUILDING  
SITE PLAN**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the Vellano Brothers Supply Building site plan matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

**THE FOLLOWING RESOLUTION WAS OFFERED  
BY PLANNING BOARD MEMBER GOBER  
WHO MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPNIAK, TO WIT:**

**RESOLVED**, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:  
VELLANO BROTHERS SUPPLY BUILDING SITE PLAN  
NEGATIVE DECLARATION**

**PLEASE TAKE NOTICE**, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

**NAME AND ADDRESS OF LEAD AGENCY**

Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086  
Richard J. Sherwood, Town Attorney  
716-684-3342

**NATURE, EXTENT AND LOCATION OF ACTION:**

The proposed development is of a parcel involving approximately 4.13 acres.

The location of the premises being reviewed is situate on Lancaster Parkway, County of Erie, Lancaster, New York.

## REASONS SUPPORTING DETERMINATION

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.4.
- B. The action will not receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)

- C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.

**No significant adverse effects noted**

- C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.

**No significant adverse effects noted**

- C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.

**No significant adverse effects noted**

- C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.

**No significant adverse effects noted**

- C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.

**No significant adverse effects noted**

- C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.

**No significant adverse effects noted**

- C.7 Other impacts (including changes in use of either quantity or type of energy).

**No significant adverse effects noted**

- D. The Town of Lancaster has not established a critical environmental area (CEA) pursuant to subdivision 6NYCRR617.14(g), therefore the proposed action will not impact the exceptional or unique characteristics of a critical environmental area (CEA).
- E. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s \_\_\_\_\_

Robert H. Giza, Supervisor  
Town of Lancaster

SEAL

April 18, 2005

and,

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

**BE IT FURTHER**

**RESOLVED**, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES
PLANNING BOARD MEMBER ANDERSON	VOTED YES
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	VOTED YES
PLANNING BOARD MEMBER MYSZKA	VOTED YES
PLANNING BOARD MEMBER SOCHA	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	WAS ABSENT
PLANNING BOARD CHAIRMAN KEYSA	WAS ABSENT

The Notice of Determination was thereupon unanimously adopted.

April 18, 2005



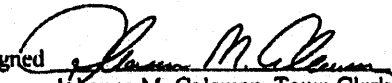
**ADJOURNMENT:**

ON MOTION OF PLANNING BOARD MEMBER ANDERSON AND  
SECONDED BY PLANNING BOARD MEMBER MYSZKA FOR ADJOURNMENT OF THE  
MEETING, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES
PLANNING BOARD MEMBER ANDERSON	VOTED YES
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	VOTED YES
PLANNING BOARD MEMBER MYSZKA	VOTED YES
PLANNING BOARD MEMBER SOCHA	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	WAS ABSENT
PLANNING BOARD CHAIRMAN KEYSA	WAS ABSENT

The meeting was adjourned at 6:44 P.M.

Signed

  
Jehanna M. Coleman, Town Clerk

# **Town Board Minutes**

## **Meeting No. 12**

### **Regular Meeting**

**April 18, 2005**

## ***Town Board Minutes***

April 18, 2005

Meeting No. 12

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 18th day of April, 2005 at 8:00 P.M. and there were

**PRESENT:** DANIEL AMATURA, COUNCIL MEMBER  
MARK MONTOUT, COUNCIL MEMBER  
RONALD RUFFINO, COUNCIL MEMBER  
DONNA STEMPIAK, COUNCIL MEMBER  
ROBERT GIZA, SUPERVISOR

**ABSENT:** NONE

**ALSO PRESENT:** JOHANNA COLEMAN, TOWN CLERK  
ROBERT LABENSKI, TOWN ENGINEER  
RICHARD SHERWOOD, TOWN ATTORNEY  
JEFFREY SIMME, BUILDING INSPECTOR  
CHRISTINE FUSCO, ASSESSOR  
TERRENCE McCracken, GENERAL CREW CHIEF

### **EXECUTIVE SESSION:**

#### **EXECUTIVE SESSION # 1**

#### **UPON MOTION DULY MADE BY COUNCIL MEMBER**

**RUFFINO, SECONDED BY COUNCIL MEMBER AMATURA, AND CARRIED,** to deliberate in Executive Session to discuss a particular contractual matter.

At 8:46 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session

#### **EXECUTIVE SESSION # 2**

#### **UPON MOTION DULY MADE BY COUNCIL MEMBER**

**RUFFINO, SECONDED BY COUNCIL MEMBER AMATURA AND CARRIED,** to deliberate in Executive Session for the announced purpose of discussing a contract that may lead to litigation.

At 9:40 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

**PERSONS ADDRESSING TOWN BOARD:**

**Brett, James, 659 Harris Hill Road** spoke to the Town Board on the following matters:

- Questions regarding study for proposed facility on Walden Avenue.
- Comments regarding traffic study.

**Chowanec, Lee, 93 Northwood Drive,** spoke to the Town Board on the following matters:

- Questions regarding labor contract negotiations and health care benefits.
- Questions regarding the proposed traffic signal on Transit Road.
- Questions/Comments regarding building cap and traffic studies.

**Parker, Andrea, 556 Lake Avenue,** spoke to the Town Board on the following matter:

- Questions about proposed traffic signal on Transit Road.

**Fronczak, Mike, 3 Woodstream,** spoke to the Town Board on the following matter:

- Questions regarding proposed Nicholas Heights Subdivision, off William Street.
- Comments about traffic studies.

**Symer, Donald, 610 Columbia Avenue,** spoke to the Town Board on the following matter:

- Comments regarding the matter of Union contract negotiations.
- Comments regarding financial statements and by-laws of Lancaster Rural Cemetery.
- Questions about Sewer District No. 2.

**PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:**

At 8:30 P.M., the Town Board held a Public Hearing to hear all interested persons upon a proposed Local law of the Year 2005 which repeals Section 20-5(C)(1) entitled "Fees" of Chapter 20 and enacts a new Section 20-5(C)(1) of Chapter 20.

The affidavits of publication of this Public Hearing are on file and a copy of the Legal Notice has been posted.

NAME	ADDRESS	Proponent/ Opponent/ Comments/Questions
None		

ON MOTION BY COUNCIL MEMBER STEMPNIAK, AND SECONDED BY COUNCIL MEMBER AMATURA FOR ADJOURNMENT OF THE PUBLIC HEARING, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

The Public Hearing was adjourned at 8:31 P.M.

The Town Board, later in the meeting, adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

April 18, 2005

**PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**RESOLVED**, that the minutes of the Regular Meeting of the Town Board held  
April 4, 2005 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on  
roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	ABSTAINED
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

File: RMIN (P2)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, the General Crew Chief, by letter dated April 6, 2005, has requested the appointment of seasonal employees in the Parks, Recreation and Forestry Department of the Town of Lancaster for the spring/summer season of 2005.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the following individuals be and are hereby appointed to the position of seasonal employees for the spring/summer season of 2005 in the Parks, Recreation and Forestry Department of the Town of Lancaster, with no benefits at the following hourly rate:

<u>NAME</u>	<u>POSITION</u>	<u>RATE</u>
Matthew Steimer (rehire) 79 Court Street, Lancaster	Laborer	\$8.75 hr.
Shawn Zaffram (rehire) 28 Tanglewood Drive, Lancaster	Laborer	\$9.25 hr.

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

File: Rpers.seasonal (P3)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER MONTOUR, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**RESOLVED**, that pursuant to Section 4-104 of the Election Law of the State of New York, this Town Board hereby designates the following Polling Places in each Election District of the Town of Lancaster for the conduct of Elections and Primaries during the year following the ensuing 1st day of May 2005.

**ELECTION**

**DIST.**

**POLLING PLACE**

1	Town Hall, 21 Central Ave., Lancaster, N.Y.
2	Court Street School, 91 Court St., Lancaster, N.Y.
3	Court Street School, 91 Court St., Lancaster, N.Y.
4	Como Park School, 1985 Como Park Blvd., Lancaster, N.Y.
5	Como Park School, 1985 Como Park Blvd., Lancaster, N.Y.
6	Lancaster Middle School, 148 Aurora St., Lancaster, N.Y.
7	Lancaster Municipal Building, 5423 Broadway, Lancaster, N.Y.
8	St. Mary's High School, 142 Laverack Ave., Lancaster, N.Y.
9	Fire Hall, 16 W. Drullard Ave., Lancaster, N.Y.
10	Central Avenue School, 149 Central Ave., Lancaster, N.Y.
11	Fire Hall, 45 Meridian St., Depew, N.Y.
12	Fire Hall, 45 Meridian St., Depew, N.Y.
13	Depew Municipal Building, 85 Manitou St., Depew, N.Y.
14	North Side Fire Hall, 112 Brewster St., Depew, N.Y.
15	SS. Peter & Paul School, 52 Burlington Ave., Depew, N.Y.
16	Sacred Heart School, 5337 Genesee St., Bowmansville, N.Y.
17	Town Court Building, 525 Pavement Rd., Lancaster, N.Y.
18	Town Line Fire Hall, 6503 Broadway, Lancaster, N.Y.
19	Historical Schoolhouse, 3703 Bowen Rd., Lancaster, N.Y.
20	Twin District Fire Hall, 4999 William St., Lancaster, N.Y.
21	North Side Fire Hall, 112 Brewster St., Depew, N.Y.
22	Substation, Bowmansville Fire Hall, 158 Seitz Ave., Lancaster, N.Y.
23	Lancaster Middle School, 148 Aurora St., Lancaster, N.Y.
24	Lancaster Village Dept. of Public Works, 5200 Broadway, Lancaster, N.Y.
25	Lancaster Senior High School, 1 Forton Dr., Lancaster, N.Y.
26	SS. Peter & Paul School, 52 Burlington Ave., Depew, N.Y.
27	Lancaster Senior High School, 1 Forton Dr., Lancaster, N.Y.
28	Sacred Heart School, 5337 Genesee St., Bowmansville, N.Y.
29	Bus Garage, Lanc. School Dist., 295 Pleasant View Dr., Lancaster, N.Y.
30	Town Line Fire Hall, 6503 Broadway, Lancaster, N.Y.
31	Town Line Fire Hall, 6503 Broadway, Lancaster, N.Y.
32	Twin District Fire Hall, 4999 William St., Lancaster, N.Y.
33	Cayuga Heights School, 1780 Como Park Blvd., Lancaster, N.Y.
34	Cayuga Heights School, 1780 Como Park Blvd., Lancaster, N.Y.
35	Twin District Fire Hall, 4999 William St., Lancaster, N.Y.
36	Lancaster Senior Center, 100 Oxford Ave., Lancaster, N.Y.
37	Twin District Fire Hall, 4999 William St., Lancaster, N.Y.
38	William Street School, 5201 William Street, Lancaster, N.Y.
39	William Street School, 5201 William Street, Lancaster, N.Y.
40	William Street School, 5201 William Street, Lancaster, N.Y.
41	Townview Apartments Community Center, 50 Grambo Dr., Lancaster, N.Y.
42	Townview Apartments Community Center, 50 Grambo Dr., Lancaster, N.Y.
43	Town Court Building, 525 Pavement Rd., Lancaster, N.Y.
44	Hillview School, Transit Rd. & Pleasantview Dr., Lancaster, N.Y.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES --
SUPERVISOR GIZA	VOTED YES

April 18, 2005

File: RPOLLPL (1)



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER RUFFINO, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPNIAK, TO WIT:

**WHEREAS**, Creekside Development L.L.C, 180 Genesee Street, Corfu, New York, 14036 has applied to the Town Board of the Town of Lancaster for a permit to construct a Public Improvement upon real property in the Town of Lancaster within Whispering Pines Subdivision, and

**WHEREAS**, the Town Engineer of the Town of Lancaster has certified on the following permit application that he has reviewed the improvement plan and permit application for the installation of the public improvement requested, and that it conforms to the Ordinances of the Town of Lancaster.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Public Improvement Permit Application No. 600 of Creekside Development L.L.C, 180 Genesee Street, Corfu, New York , 14036, for the installation of:

P.I.P. No. 600  
(Pavement & Curb)

Whispering Pines Subdivision; Americo Court,  
install  $\pm$  2,570 lf. of 20" upright curbing,  $\pm$  180 lf. of  
24" "V" gutter with stone and underdrain piping and  $\pm$   
4,520 sq. ft. of asphalt pavement.

be and are hereby authorized.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

File: RPIP (P2)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPIAK, TO WIT:

WHEREAS, the Town Line Volunteer Fire Department, Inc., by letter dated April 5, 2005, has requested the addition of additional members to the membership roster of said fire association.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby confirms the addition to the membership of the Town Line Volunteer Fire Department the following individuals:

**ADDITIONS:**

Jeromy Stacey  
634 Schwartz Road  
Lancaster, New York 14086

Jacob Doktor  
6285 Broadway  
Lancaster, New York

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUT	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

File: RFIRE (P3)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, grant monies are available through the New York State Unified Court System to enhance the operation of municipal Justice Courts.

**NOW THEREFORE, BE IT**

**RESOLVED**, that Grantmakers Advantage, Inc., the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the New York State Unified Court System for the purpose of securing this grant, and

**BE IT FURTHER**

**RESOLVED**, that the Supervisor and Town Court Justices be and hereby are authorized and directed to execute all documents pertaining to the application and acquisition of said funding.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPIAK WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS, NIAGARA LUTHERAN DEVELOPMENT INC., d/b/a GREENFIELD HEALTH AND REHABILITATION CENTER, 5949 Broadway, Lancaster, New York, has submitted a Site Plan prepared by Gordan W. Jones Associates, Architects A.I.A., dated February 15, 2005 and received March 29, 2005 for the construction of an out patient therapy addition to the existing Greenfield Health and Rehabilitation Center and additional parking located on property at 5949 Broadway in the Town of Lancaster, and**

**WHEREAS, the Planning Board has reviewed the plan and at its meeting April 6, 2005 has recommended approval of this project, and**

**WHEREAS, a SEQR Review of this project was held April 18, 2005 and a Negative Declaration was issued at that time;**

**NOW, THEREFORE, BE IT**

**RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Site Plan submitted by NIAGARA LUTHERAN DEVELOPMENT INC., d/b/a GREENFIELD HEALTH AND REHABILITATION CENTER, prepared by Gordan W. Jones Associates, Architects A.I.A., dated February 15, 2005 and received March 29, 2005 for the construction of a out patient therapy addition to the existing Greenfield Health and Rehabilitation Center and additional parking located on property at 5949 Broadway in the Town of Lancaster conditioned upon the General Crew Chief's receipt and acceptance of a sufficient landscaping plan.**

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPNIAK WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster provide for the adoption and enactment of local laws, and

**WHEREAS**, Local Law No. 4 of 2005 entitled "FIRE AND BUILDING INSPECTION FEES" repealing in its entirety Section 20-5 (C) (1) of Chapter 20, "Fire Prevention and Building Code" of the Code of the Town of Lancaster, and enacting in place thereof a new Section 20-5 (C) (1), was introduced to the Town Board of the Town of Lancaster on the 4th day of April, 2005, and

**WHEREAS**, a Public Hearing was duly called and held pursuant to law on April 18, 2005;

**NOW, THEREFORE, BE IT**

**ENACTED** by the Town Board of the Town of Lancaster, a Local Law the Year 2005, entitled "FIRE AND BUILDING INSPECTION FEES" repealing in its entirety Section 20-5 (C) (1) of Chapter 20, "Fire Prevention and Building Code" of the Code of the Town of Lancaster and enacting in place thereof a new Section 20-5 (C) (1) which reads as follows:

**CHAPTER 20**  
**FIRE PREVENTION AND BUILDING CODE**  
**SECTION 20-5 (C) (1)**  
**LOCAL LAW NO. 4**  
**OF THE YEAR 2005**

**A LOCAL LAW ENTITLED "FIRE AND BUILDING INSPECTION FEES" TO AMEND THE TOWN CODE OF THE TOWN OF LANCASTER, BY REPEALING IN ITS ENTIRETY SECTION 20-5 (C)(1) OF CHAPTER 20, "FIRE PREVENTION AND BUILDING CODE" AND ENACTING IN PLACE THEREOF A NEW SECTION 20-5 (C) (1).**

**BE IT ENACTED** by the Town Board of the Town of Lancaster, as follows:

The Code of the Town of Lancaster is hereby amended by repealing in its entirety Section 20-5 (C) (1) entitled "Fees" of Chapter 20, "Fire Prevention and Building Code", and enacting in place thereof by Local Law No. 4 of the Year 2005 the following:

**§20.5 (C) (1) Fees.** The fee schedule shall hereinafter be applied to the inspection of each separate business, commercial or industrial use within a structure or building. These fees are due and payable upon the completion of the annual inspection and shall include one re-inspection if necessary.

<u>SQUARE FOOTAGE</u>	<u>FEE</u>
Up to 1,000	\$25
1,001 to 10,000	\$50
10,001 to 20,000	\$75
20,001 to 30,000	\$100
30,001 to 40,000	\$200
40,001 to 50,000	\$300
Over 50,000	\$400

**NOW, THEREFORE, BE IT  
RESOLVED,** that the Town Clerk of the Town of Lancaster shall:

1. Immediately post a copy of Local Law No. 4 of the Year 2005 on the Town Bulletin Board;
2. Within ten (10) days, publish a certified copy of the Local Law abstract thereof describing the same in general terms in the Lancaster Bee, declared the official newspaper for this publication;
3. Maintain a file in the Town Clerk's Office on Local Law No. 4 of the Year 2005, with all proofs of publication and posting required for adoption; and
4. File certified copies of Local Law No. 4 of the Year 2005 within ten (10) days of adoption with:
  - a) Town Clerk's office
  - b) One (1) copy with the office of the Secretary of State.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

File: rlocallawfireinspectionfees405a

**LEGAL NOTICE  
NOTICE OF ADOPTION  
LOCAL LAW NO. 4 OF YEAR 2005  
TOWN OF LANCASTER**

**PLEASE TAKE NOTICE** that there has been adopted by the Town Board of the Town of Lancaster, Erie County, New York, on April 18, 2005, Local Law No. 4 of the Year 2005, entitled "FIRE AND BUILDING INSPECTION FEES" which repeals and deletes Section 20-5 (C) (1) of Chapter 20 "Fire Prevention and Building Code" and enacts in place thereof a new Section 20-5 (C) (1), briefly described as follows:

**"A LOCAL LAW ENTITLED "FIRE AND BUILDING INSPECTION FEES." WHICH REPEALS SECTION 20-5 (C) (1) OF CHAPTER 20 "FIRE PREVENTION AND BUILDING CODE" OF THE CODE OF THE TOWN OF LANCASTER, AND ENACTS IN PLACE THEREOF A NEW SECTION 20-5 (C)(1),**

**"THIS LOCAL LAW WILL PROVIDE FOR A CHANGE IN THE FEES CHARGED BY THE TOWN FOR THE FIRE INSPECTION OF COMMERCIAL OR INDUSTRIAL BUILDING USES."**

**TOWN BOARD OF THE  
TOWN OF LANCASTER**

**By: JOHANNA M. COLEMAN  
Town Clerk**

**April 18, 2005**



THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED IT'S ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, §1660 (18) Vehicle and Traffic Law permits the Town to designate the location of stop signs and no-passing zones affecting Town roads outside of the Villages of Lancaster and Depew, and

**WHEREAS**, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Town Ordinance entitled, "VEHICLE AND TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER".

**NOW, THEREFORE, BE IT**

**RESOLVED**, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on proposed amendments to the Vehicle & Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of Erie and State of New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 2nd day of May 2005, at 8:30 o'clock P.M., Local Time, and that Notice of the Time and Place of such hearing be published on or before April 21, 2005, in the Lancaster Bee, the Official Newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

**LEGAL NOTICE  
PUBLIC HEARING  
AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE  
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK  
DESIGNATED AS CHAPTER 46 OF CODE OF TOWN OF LANCASTER**

**LEGAL NOTICE IS HEREBY GIVEN** that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 18<sup>th</sup> day of April, 2005, the said Town Board will hold a Public Hearing on the 2nd day of May, 2005, at 8:30 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of said Town:

**CHAPTER 46**

**Article VIII, STOP INTERSECTIONS; NON-INTERSECTION  
STOPS; YIELD INTERSECTIONS  
46-8.1 Stop Intersections designated, is hereby amended by adding  
thereto the following:**

**STONY BROOK SUBDIVISION**

<b><u>STREET NAME</u></b>	<b><u>INTERSECTING STREET</u></b>	<b><u>SIGN LOCATION</u></b>
<b>Stonybrook Drive</b>	<b>Whitestone Lane</b>	<b>N.W. Corner</b>
<b>Stonybrook Drive</b>	<b>Whitestone Lane</b>	<b>S.E. Corner</b>

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE  
TOWN OF LANCASTER**

**By: JOHANNA M. COLEMAN  
Town Clerk**

April 18, 2005

File: rvtordchp46stopsigns405

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPIAK WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER AMATURA, TO WIT:

**WHEREAS, VELLANO BROTHERS INC.,** 4401 Walden Avenue, Lancaster, New York, has submitted a Site Plan prepared by Wm. Schutt & Associates, P.C. dated March 8, 2005 and received March 29, 2005 for the construction of a new 7,020 +/- supply building on 4.13 +/- acres of land located at the Lancaster Parkway on the east side of Pavement Road and north of Walden Avenue in the Town of Lancaster, and

**WHEREAS,** the Planning Board has reviewed the plan and at its meeting April 6, 2005 has recommended approval of this project, and

**WHEREAS,** a SEQR Review of this project was held April 18, 2005 and a Negative Declaration was issued at that time.

**NOW, THEREFORE, BE IT**

**RESOLVED,** that the Town Board of the Town of Lancaster hereby approves the Site Plan submitted by **VELLANO BROTHERS INC.,** prepared by Wm. Schutt & Associates, P.C. dated March 8, 2005 and received March 29, 2005 for the construction of a new 7,020 +/- supply building on 4.13 +/- acres of land located at the Lancaster Parkway on the east side of Pavement Road and north of Walden Avenue in the Town of Lancaster upon the following conditions:

- 1) The applicant to comply with the Town Zoning Code set back requirement in §50-24 (C) (5) for the fence surrounding the outside storage area, said requirement to be a 40' setback from the front property line as it runs around the radius of the curve of the property.
- 2) The applicant to comply with the Town Zoning Code setback requirement in §50-24 (C) (5) for a fence on the west side of the property, that setback being 50 feet from the west property line.
- 3) The applicant to submit a landscaping plan to the Town of Lancaster General Crew Chief Terrance McCracken for his review and approval of landscaping around the entire perimeter of the fence so that the fence is sufficiently screened from the road and adjoining properties.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

File: rsvvellanobrotherssupply405

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS,** the Town of Lancaster has been involved in the contract negotiations with the CSEA Local 815 White Collar Unit, and

**WHEREAS,** the membership of the CSEA Unit have ratified the terms of a four (4) year Collective Bargaining Agreement, and

**WHEREAS,** the Town Board has been advised by the Town Attorney and Labor Consultant that the terms of the Agreement are fair and reasonable and that it is in the interest of the Town to ratify the Agreement;

**NOW, THEREFORE, BE IT**

**RESOLVED,** that the Town Board hereby authorizes the Supervisor of the Town of Lancaster to execute a new Collective Bargaining Agreement with CSEA Local 815 White Collar Unit for a four (4) year term commencing January 1, 2005 and terminating December 31, 2008.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

File: rwhitecontract405

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCIL  
MEMBER RUFFINO, TO WIT:

**WHEREAS**, on January 3, 2005, the Town Board adopted a schedule of salaries and hourly rates for Town employees for the year 2005 who are members of the CSEA White Collar Union, and

**WHEREAS**, negotiations for the CSEA White Collar Union have been finalized.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Schedule of Salaries adopted January 3, 2005, be and hereby is amended retroactive to January 1, 2005, and

**BE IT FURTHER**

**RESOLVED**, that the following Schedule of Salaries and hourly rates be and hereby is adopted for the CSEA White Collar Union employees for the year 2005: (Amounts represent annual salaries unless otherwise specified)

**TO BE PAID BI-WEEKLY**

**ASSESSOR:**

Clerk Typist (Herrmann)	34,687.00
Real Property Appraiser (Prov.) (Juliano)	43,817.00

**BUILDING AND ZONING:**

Ass't. Code Enforcement Officer (Campisano/Pease)	43,594.00 each
Building/Zoning Clerk (Garcia/Maciejewski)	34,687.00 each

**COURT:**

Clerk Typist (Kane/Cox)	34,687.00 each
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**ENGINEER:**

Construction Inspector (Smith)	43,594.00
Supervising Clerk (Augustine)	39,379.00

**HIGHWAY:**

Crew Chief (Cacciotti)	27.44 per hour
Clerk Typist (Barbaro)	34,687.00
Working Crew Chief (Kocalski)	27.44 per hour

**PARKS, RECREATION, FORESTRY AND BUILDINGS:**

Clerk Typist (Gryczynsk/Jablonski)	34,687.00 each
Laborer Aides (Everett/Stanck/Warrington)	15.88 per hour each
Laborers (Gangloff/Giroux/Luhera/Perillo/ Hoffmann/Dudas/Zimmerman/ Ciccarelli/Marino)	20.74 per hour each
Recreation Attendant, F.T. (Piccolo)	34,687.00

**POLICE:**

Clerk Stenographer (Plewik)	39,379.00
Clerk Typist (Kostecky)	34,687.00

**SUPERVISOR:**

Senior Account Clerk (Palano)	41,516.00
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**TOWN CLERK:**

Clerk Typist (Nowuk/Blank)	34,687.00 each
Senior Data Processing Clerk (Stock)	44,963.00

**YOUTH BUREAU:**

Program Coordinator (Harrington)	41,516.00
Youth Counselors (Candino/Schanne)	41,516.00 each
Youth Court Coordinator (Muench)	34,224.00
Clerk Typist (Gruber)	34,687.00

and,

**BE IT FURTHER**

**RESOLVED**, that the retroactive pay resulting from these amendments be paid with the employees' regularly scheduled pay check at the earliest possible convenience.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, on January 3, 2005, the Town Board adopted a Schedule of Salaries and hourly rates for non-union Town employees for 2005, and

WHEREAS, the Town Board adopted the above mentioned Schedule of Salaries with the intention that said Schedule would be subject to change upon the finalization of contract negotiations with the CSEA White Collar Union so as to grant the same salary increases to the non-union employees as were negotiated by the White Collar Union, and

WHEREAS, a new contract between the Town and CSEA White Collar Union was approved by the Town Board on April 18, 2005 with salary increases retroactive to January 1, 2005.

NOW, THEREFORE, BE IT

RESOLVED, that the following Schedule of Salaries for non-union employees adopted January 3, 2005 be and is amended effective January 1, 2005 as follows:

**TO BE PAID BI-WEEKLY**

**ASSESSOR:**

Assessor (Fusco)	57,896.00
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**BUILDING AND ZONING:**

Code Enforcement Officer (Simme)	55,391.00
Code Enforcement Officer (Simme) (Village)	7,000.00
Clerk, P.T. (Flanagan)	15.08 per hour
Fire Inspector, P.T. (Revelas/Bistoff)	14.62 per hour each

**COURT:**

Clerk to Town Justice (Filipowicz/Feldmann)	34,687.00 each
Clerk P.T. (Kane) (Deleted 4/18/05)	0.00
Court Officer P.T. (Dehn)	12.88 per hour

**DIRECTOR OF ADMINISTRATION AND FINANCE :**

Director of Administration and Finance (Brown)	68,322.00
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**DISASTER PREPAREDNESS:**

Natural Disaster Services Coordinator P.T. (MacPeck)	15,450.00
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**DOG CONTROL:**

Dog Control Officer (Horn)	40,138.00
Dog Control Officers, P.T. (Muench/Sitek/Pacanowski/Szatkowski)	
Full is \$16.53 per hour	
75% 0 - 1040 hours - cumulative Town service	12.40 per hour
80% 1041 - 2080 hours - cumulative Town service	13.22 per hour
85% 2081 - 3120 hours - cumulative Town service	14.05 per hour
90% 3121 - 4160 hours - cumulative Town service	14.88 per hour
95% 4161 - 5200 hours - cumulative Town service	15.70 per hour
100% greater than 5200 hours - cumulative Town service	16.53 per hour

**PARKS, RECREATION, FORESTRY, AND BUILDINGS:**

General Crew Chief (McCracken)	56,713.00
Senior Clerk P.T. - Property Manager (McCracken)	5,356.00
Recreation Attendant P.T. - Sr. Center (Arcese)	10.81 per hour
Recreation Attendant P.T. - Sr. Center (Beckler)	9.52 per hour
Recreation Attendant P.T. - Sr. Center (Korzeniewski) (term. 4/13/05)	9.78 per hour
Recreation Attendant P.T. - Hot Meals Operator (Ciccarelli)	9.78 per hour
Recreation Attendant P.T. - Hot Meals Director (Tanski)	14.16 per hour
Recreation Supervisor P.T. - Sr. Center (Bartz)	19.05 per hour

**POLICE:**

School Crossing Guard, P.T. (Meyers/Gaskin)	9.16 per hour ea.
Senior Clerk Typist (Freund)	43,939.00

**SUPERVISOR:**

Senior Clerk Stenographer (Greco)	45,648.00
Assistant to the Supervisor (Fialkiewicz)	41,516.00
Clerk P.T. (Campanelli)	12.83 per hour
Secretary to the Supervisor (Hunt)	34,687.00

**TOWN ATTORNEY:**

Town Attorney (Sherwood)	60,866.00
Deputy Town Attorney P.T. (Dudziak)	14,935.00
Deputy Town Attorney P.T. (Sherwood)(not to exceed \$6,000)	50.00 per hour
Town Prosecutor P.T. (LoCicero)	13,105.00
Clerk Typist (Brehm)	34,687.00
Clerk P.T. (Cook)	12.83 per hour

**TOWN CLERK:**

Clerk P.T. (Quinn/Morrissey)	12.83 per hour ea.
Clerk P.T. (Korzeniewski) (effective 4/14/05 on step)	
Full is \$12.83	
90% 0 - 910 hours - cumulative Town service	11.54 per hour
95% 911 - 1820 hours - cumulative Town service	12.18 per hour
100% greater than 1820 hours	12.83 per hour
Deputy Town Clerk (Allein)	34,687.00
Deputy Town Clerk (Perrello)	44,963.00
Deputy Receiver of Taxes (Wehner)	34,687.00

**YOUTH BUREAU:**

Executive Director (Trojanowsky)	57,635.00
Program Coordinator (Youth Board) FT Temp. (McDonald)	17.10 per hour



**TO BE PAID SEMI-ANNUALLY**

Planning Board Chairperson	3,565.00
Planning Board Members (6)	2,785.00 each
Secretary to Planning Board P.T. (Nowak)	82.40 per meeting
Zoning Board of Appeals Chairperson	1,769.00
Zoning Board of Appeals Members (6)	1,377.00 each
Clerk to Zoning Board of Appeals (Coleman)	2,876.00

**BE IT FURTHER**

**RESOLVED**, that the retroactive pay resulting from these amendments be paid with the employees' regularly scheduled pay check at the earliest possible convenience.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

THE FOLLOWING RESOLUTION WAS OFFERED BY  
SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL  
MEMBER MONTOUR, TO WIT:

**WHEREAS**, the Town of Lancaster has been involved in the contract negotiations with the Highway Unit (CSEA), Local 815, and

**WHEREAS**, the Town Labor Negotiator and Town Attorney have advised the Town Board that a fair resolution of the issues which were the subject of negotiation has been reached and they have further recommended that the Town Board approve the contract on the terms as have been set forth in the newly drafted contract provided to the Town Board, and

**WHEREAS**, the Highway Unit (CSEA) Local 815 has now ratified the new contract terms as negotiated;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to execute a new collective bargaining agreement with Highway Unit (CSEA) Local 815 representing the employees of the Town Highway Department, for a four (4) year term commencing January 1, 2005 and terminating December 31, 2008.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

File: rbluecontract405

THE FOLLOWING RESOLUTION WAS OFFERED BY  
SUPERVISOR GIZA , WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL  
MEMBER MONTOUR, TO WIT:

**WHEREAS**, on January 3, 2005, the Town Board adopted a schedule of salaries  
for members of the CSEA Blue Collar employees, and

**WHEREAS**, negotiations for the CSEA Blue Collar Union have been finalized.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Schedule of Salaries adopted January 3, 2005, be and  
hereby is amended retroactive to January 1, 2005, and

**BE IT FURTHER**

**RESOLVED**, that the following Schedule of Salaries be and hereby is adopted for  
the members of the CSEA Blue Collar Union for the year 2005:

**TO BE PAID BI-WEEKLY**

**HIGHWAY DEPARTMENT:**

Heavy Equipment Operator	22.40 per hour
Bernacki/Snyder/Ludwig	
Light Equipment Operator	21.95 per hour
Drewniak/Franger/Latello/Loos/Nichter/ Phillips/Gallagher/Wiepert	
Laborer	21.34 per hour
Brzyski/DeBergulis/Dundon/Falletta/Lume/ McKenzie/Paoletta/Juliano	
Automotive Mechanic	22.92 per hour
Pempsell	
Maintenance Worker	21.95 per hour
Gulliford/Weremblewski	
Laborer-Highway	22.92 per hour
Jackson	
Automotive Mechanic Helper	22.61 per hour
Rogacki	

and,

**BE IT FURTHER**

**RESOLVED**, that the retroactive pay resulting from these amendments be paid  
with the employees' regularly scheduled pay check at the earliest possible convenience.

The question of the adoption of the foregoing resolution was duly put to a vote  
on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

**PREFILED RESOLUTION. 16 - MEETING OF 4/18/05**

Ruffino/ \_\_\_\_\_

Authorize Appropriation To Lancaster Rural Cemetery

At the request of Council Member Ruffino, this resolution was withdrawn for further study.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS**, the Town is in the process of completing labor negotiations with the collective bargaining unit which represents the members of the Town Police Department, and

**WHEREAS**, the Town Attorney and Director of Administration and Finance have recommended that we add the presence of outside counsel on our negotiating team which is comprised of the Town Attorney, the Director of Administration and Finance and the Town's Labor Consultant William Holcomb, and

**WHEREAS**, the labor law attorney recommended is Hodgson Russ LLP Attorneys through its partner Jeffrey F. Swiatek who has provided a letter proposal for services to be performed by Hodgson Russ Labor and Employment Law Practice Group with services to be provided at a fee not to exceed \$205 per hour together with disbursement charges for expenses, and

**WHEREAS**, the Town Board has duly reviewed and considered the proposal and deems it in the public interest to engage the services of Hodgson Russ LLP Attorneys to assist in the labor contract negotiations for the Town;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to enter into an agreement with Hodgson Russ LLP Attorneys upon the terms as set forth in the letter of April 7, 2005 from Partner Jeffrey F. Swiatek of that law firm.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER RUFFINO, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPNIAK, TO WIT:

**WHEREAS**, the Highway Superintendent of the Town of Lancaster has requested the purchase of one (1) new 2006 Ford F250 4 X 2 regular cab pick-up truck for the use of the Highway Department, and

**WHEREAS**, this truck is available from a New York State contract which eliminates the need for competitive bidding under the General Municipal Law, and

**WHEREAS**, the Town Board deems it in the public interest to approve the purchase of said truck;

**NOW, THEREFORE, BE IT**

**RESOLVED**, as follows:

The Town Board of the Town of Lancaster hereby approves the purchase of one (1) new 2006 Ford F250 4 X 2 regular cab pick-up truck from the 2005 authorized state bid contractor Van Bortel Ford, Inc., 7325 Route 96, Victor, New York 14564 as proposed by the Superintendent of Highways of the Town of Lancaster in the sum not to exceed the state contract price of \$14,738.75 which sum shall be paid with funds available in the 2005 Highway Department budget, and

**BE IT FURTHER**

**RESOLVED**, that the Town Clerk attach a copy of the state contract authorization to this resolution.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER AMATURA, TO WIT:

**WHEREAS**, the Town Board of the Town of Lancaster, on October 18, 1976 adopted a resolution setting forth the policy and procedures for Employee Health Insurance Benefits to be provided to in service and retired employees of the Town of Lancaster, and

**WHEREAS**, the criteria for eligibility for active employees has been amended from time to time, and

**WHEREAS**, the Personnel Committee of the Town Board has recommended a change in the eligibility criteria for active employees,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the policy and procedures for Employee Health Insurance Benefits, as adopted by the Town of Lancaster on October 18, 1976 and as thereafter amended be and are hereby amended as follows:

Section 1 - Delete definition 2 "Regular Employee" and substitute the following -  
"Regular Employee means permanent full-time and all elected positions."

Section 2 - On page 2, "Employer Contributions", Item d. under "Years of Total Service" delete the last paragraph:

"After January 1, 1977, any employee occupying a position in Town service which paid a total annual salary or wage of \$5,000 or more."

and substitute the following:

"After January 1, 2005 any employee who holds a permanent full-time or elected position."

Section 3 - These amendments shall take effect January 1, 2005.

Section 4 - This change in criteria shall not disqualify from benefits any employee currently receiving these benefits prior to January 1, 2005 who would otherwise be disqualified under this new criteria.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER AMATURA	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

File: reemployeehealthinsurancebenefits405

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS**, the Town Board of the Town of Lancaster has recently completed negotiation of the collective bargaining Agreement with the CSEA White Collar Unit, and

**WHEREAS**, after due consideration, the Town Board deems it to be appropriate to extend certain benefits received by members of the CSEA White Collar Unit to those white collar employees of the Town of Lancaster who are not members of the White Collar Union and whose employment and benefits are governed by the Personnel Rules for Employees in the Service of the Town of Lancaster and other town board resolutions as have been adopted from time to time;

**NOW, THEREFORE, BE IT**

**RESOLVED**, as follows:

1. That the Town Board of the Town of Lancaster hereby authorizes the extension of the benefits provided in the Agreement between the Town of Lancaster and the CSEA-Town of Lancaster White Collar Unit to all employees of the Town whose employment and benefits are governed by the Personnel Rules for Employees in the Service of the Town and other Town Board resolutions as have been adopted from time to time;

ARTICLE 2	COMPENSATION INCLUDING APPENDIX A
ARTICLE 3	VACATIONS
ARTICLE 4	HOLIDAYS
ARTICLE 5	SICK BENEFITS
ARTICLE 6	DEATH IN FAMILY
ARTICLE 7	LEAVE OF ABSENCE WITHOUT PAY
ARTICLE 9	WORKER'S COMPENSATION
ARTICLE 10	HOURS OF WORK
ARTICLE 11	OVERTIME - COMPENSATORY TIME
ARTICLE 12	JURY DUTY
ARTICLE 14	HOSPITALIZATION
ARTICLE 15	RETIREMENT
ARTICLE 21	PERSONAL LEAVE
ARTICLE 22	LONGEVITY
ARTICLE 23.4	LIFE INSURANCE



**BE IT FURTHER**

**RESOLVED, as follows:**

1. In the event there is a conflict between the "Personnel Rules" and other resolutions and the contract provisions referred to herein, the contract provisions shall prevail, and
2. The extension of all contract provisions cited above shall be retroactive to January 1, 2005 unless the contract specifies a different date.
3. This resolution does not apply to employees defined as "Temporary" in Rule I of the Personnel Rules.
4. This resolution does not apply to those employees expressly excluded by Rule XIII of the Personnel Rules.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

File: rwhitecontractextension405

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, the Town Board has become aware that there are improvements needed in the facilities of Town Sewer District No. 1 and No. 2 and further there is a need to engage an engineering firm to do a full evaluation and report to the Town Board in order to determine the necessary improvements, and

**WHEREAS**, the Town Board has had a proposal submitted from engineering firm URS Corporation to assess, evaluate and report on the beforementioned Town Sewer Districts;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby adopts the attached Order Calling a Public Hearing to be held on May 2, 2005 to consider the joint increase and improvement of the facilities in Town Sewer District No. 1 and Town Sewer District No. 2 and all extensions and laterals thereof and further that the Town Clerk follow the directives set forth in the Order Calling a Public Hearing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER ST'EMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

**ORDER CALLING PUBLIC  
HEARING TO BE HELD ON  
MAY 2, 2005**

WHEREAS, the Town Board of the Town of Lancaster (herein called "Town Board" and "Town", respectively), in the County of Eric, New York, has, pursuant to Town Law, created the Town of Lancaster Sewer District No. 1 and Sewer District No. 2, and all extensions (collectively the "Districts"), and has directed URS Corporation, a professional engineering firm licensed in New York, to prepare a map, plan and report for the joint increase and improvements of facilities of the Districts, including the preparation of an engineering study for the evaluation of waste water collection system for the Districts including, but not limited to, the installation of area-velocity flow meters and the performance of television and smoke testing, internal home inspections (to identify potential cross connections between sump pumps and sanitary sewers), schematic modeling and report preparation, all of the foregoing to include apparatus and other improvements and costs incidental thereto, (the "District Improvements"); and pursuant to the direction of the Town the Engineer has completed and filed with the Town Board such map, plan and report for said joint increase and improvement of facilities of the Districts and has estimated the total cost thereof to be a maximum amount of \$140,000; said cost to be financed by the issuance of serial bonds of the Town in the amount of \$140,000 offset by any federal, state, county and/or local grants received.

WHEREAS, the Town Board has determined that said cost shall be annually apportioned among the Districts by the Town Board, and the amounts so apportioned shall be paid by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, except as provided by law;

**NOW, THEREFORE, BE IT**

**ORDERED** that a meeting of the Town Board of the Town of Lancaster will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 2nd day of May, 2005 at 8:35 p.m. o'clock P.M. (prevailing Time) to consider said joint increase and improvement of facilities of the Districts and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

**FURTHER ORDERED**, that the Town Clerk publish at least once in each newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing

DATED: April 18, 2005

TOWN BOARD OF THE  
TOWN OF LANCASTER

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER AMATURA, TO WIT:

**WHEREAS**, after a review of the report by County Sewer District No. 4 it has been determined by the Town Board that it will be necessary to make certain improvements to facilities in Sewer District No. 2 involving the Iroquois Pump Station, the work to be performed by Eric County Sewer District No. 4, and

**WHEREAS**, the Town Board is desirous of adopting an Order Calling a Public Hearing to be held on May 2, 2005 for the purpose of taking public comment with regard to this increase and improvement to facilities of Town Sewer District No. 2;

**NOW THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby adopts the attached Order Calling a Public Hearing for increase and improvement of facilities of the Town Sewer District No. 2 and that the Town Clerk carry out the directives in the Order Calling Public Hearing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

File: rsewerdistict2bondresolution405

**ORDER CALLING PUBLIC  
HEARING TO BE HELD ON  
MAY 2, 2005**

WHEREAS, the Town Board of the Town of Lancaster (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, has, pursuant to Town Law, created the Town of Lancaster Sewer District No. 2 and all extensions (the "District"), and has directed O'Brien & Gere Engineers, Incorporated, a professional engineering firm licensed in New York, to prepare a map, plan and report for the District sewer system improvements, including, the reconstruction of and construction of improvements to the Iroquois Pump Station including, but not limited to, the replacement of the variable speed drive, pumps and bubbler level control system, all of the foregoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto, (the "District Improvement"); and pursuant to the direction of the Town the Engineer has completed and filed with the Town Board such map, plan and report for said increase and improvement of facilities of the District and has estimated the total cost thereof to be a maximum amount of \$185,000; said cost to be financed by the issuance of serial bonds of the Town in the amount of \$185,000, offset by any federal, state, county and/or local grants received.

**NOW, THEREFORE, BE IT**

ORDERED that a meeting of the Town Board of the Town of Lancaster will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 2nd day of May, 2005 at 8:40 p.m. o'clock P.M. (prevailing Time) to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in each newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing

DATED: APRIL 18, 2005

TOWN BOARD OF THE  
TOWN OF LANCASTER

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION. SECONDED BY COUNCIL  
MEMBER MONTOUR, TO WIT:

**RESOLVED**, that the following Audited Claims be and are hereby ordered paid from  
their respective accounts as per abstract to be filed in the Office of the Town Clerk by the Director  
of Administration and Finance, to wit:

Claim No. 14633 to Claim No. 14916 Inclusive

Total amount hereby authorized to be paid: \$613, 180.57

The question of the foregoing resolution was duly put to a vote on roll call which  
resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

File: Reclaims

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPNIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**RESOLVED** that the following Building Permit applications be and are hereby  
reaffirmed:

**CODES:**

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are waived  
for this permit.

(CSW) = Conditional sidewalk waiver.

(V/L) = Village of Lancaster

**NEW PERMITS:**

12590	Dawes, Charles	79 Michael Anthony	Er. Fence	
12591	Skrabski, Richard	228 Broezel Ave	Er. Res. Add.	
12592	City Fence Inc	17 Summerfield Dr	Er. Fence	
12593 SW	Nigel Enterprises Inc	180 Ransom Rd	Er. Dwlg.-Sin.	
12594 SW	Nigel Enterprises Inc	176 Ransom Rd	Er. Dwlg.-Sin.	
12595	Good Neighbor Fence	69 Robert Dr	Er. Fence	(V/L)
12596	Expert Fence Co Inc	81 Michael Anthony	Er. Fence	
12597	Monti, Robert	501 Erie St	Er. Sign	
12598	Czaplicki, Daryle	93 Christen Ct	Er. Shed	(V/L)
12599	Bauman, John	88 Southpoint Dr	Er. Res. Add.	
12600	Duro-Shed Inc	20 Stony Brook Dr	Er. Shed	
12601	Picket Fence	113 Sawyer Ave	Er. Fence	
12602	Majestic Pools Inc	7 Sugarbush Ln	Er. Pool-In Grnd	
12603	Majestic Pools Inc	7 Sugarbush Ln	Er. Fence	
12604	Robinson, Paul	130 Pleasant Ave	Er. Deck	(V/L)
12605	Colley's Pool Sales	39 Sussex Ln	Er. Pool-In Grnd	
12606	Colley's Pool Sales	39 Sussex Ln	Er. Fence	
12607	Ferry Builders Inc	0 Commerce Pkwy	Er. Comm. Bldg.	(V/L)
12608	Katz, Mary Anne	58 St Marys St	Er. Shed	(V/L)
12609	Crist Contracting	65 Trentwood Trl N	Er. Res. Add.	
12610	Malke, Alan	310 Broezel Ave	Er. Fence	
12611	Holiday Lumber Co	27 Pheasant Run Ln	Er. Res. Add.	
12612	Colley's Pool Sales Inc	38 Southpoint Dr	Er. Pool-Abv Grnd	
12613	Majestic Pools Inc	272 Enchanted Forest	Er. Pool-In Grnd	
12614	Majestic Pools Inc	272 Enchanted Forest	Er. Fence	
12615	Augustyniak, Paul	12 Clermont Ct	Er. Shed	
12616	DMU Fence	5 Birchwood Comm	Er. Fence	
12617	Colley's Pool Sales Inc	35 Hill Valley Dr	Er. Fence	
12618 SW	North Forest Dev LLC	2809 Wehrle Dr	Comm. Add./Alt.	
12619 SW	North Forest Dev LLC	2809 Wehrle Dr	Er. Comm.Add./Alt.	

12620	SW	North Forest Dev LLC	2809 Wehrle Dr	Er. Comm.Add./Alt.
12621	SW	North Forest Dev LLC	2809 Wehrle Dr	Er. Comm.Add./Alt.
12622	SW	North Forest Dev LLC	2809 Wehrle Dr	Er. Comm.Add./Alt.
12623	SW	North Forest Dev LLC	2809 Wehrle Dr	Er. Comm.Add./Alt.
12624		North Forest Dev LLC	2809 Wehrle Dr	Er. Comm.Add./Alt.
12625	SW	North Forest Dev LLC	2809 Wehrle Dr	Er. Comm.Add./Alt.
12626	SW	North Forest Dev LLC	2809 Wehrle Dr	Er. Comm.Add./Alt.
12627	SW	North Forest Dev LLC	2809 Wehrle Dr	Er. Comm.Add./Alt.
12628	SW	North Forest Dev LLC	2809 Wehrle Dr	Er. Comm.Add./Alt.
12629	SW	North Forest Dev LLC	2809 Wehrle Dr	Er. Comm.Add./Alt.
12630	SW	North Forest Dev LLC	2809 Wehrle Dr	Er. Comm.Add./Alt.
12631	SW	North Forest Dev LLC	2809 Wehrle Dr	Er. Comm.Add./Alt.
12632	SW	North Forest Dev LLC	2809 Wehrle Dr	Er. Comm.Add./Alt.
12633		Bialous, Theodore	15 Hidden Trl	Er. Fence
12634		Abati, Joseph	43 Sussex Ln	Er. Shed
12635		Duro-Shed Inc	37 Michael Anthony Ln	Er. Shed
12637		Fence Pro Inc	18 Matthews Dr	Er. Fence
12638		Marrano/Marc Equity	24 Avian Way	Er. Dwlg.-Sin.
12639		Lucas Custom Fence	64 Doris Ave	Er. Fence (V/L)
12640		City Fence Inc	6407 Genesee St	Er. Fence
12641		Duro Shed Inc	699 Pleasant View Dr	Er. Shed
12642		Essex Homes of WNY Co	354 Lake Ave	Er. Dwlg.-Sin.
12643		DMU Fence	103 Seneca Pl	Er. Fence
12644		Repka, Michael	394 Schwartz Rd	Er. Pool-Abv Grnd
12645		Gary Pools	103 Seneca Pl	Er. Pool-Abv Grnd
12646		Duro Shed Inc	23 Fox Hunt Rd	Er. Shed

#### **BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

#### **BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.



The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 18, 2005

File: Rbldg2

## COMMUNICATIONS & REPORTS:

165. Town Clerk to Town Board -  
Transmittal of second settlement payment for 2005 County/Town Tax Warrant.  
DISPOSITION = Received & Filed
166. Town Clerk to Town Board -  
Transmittal of monthly report for March 2005. DISPOSITION = Received & Filed
167. NYS DOT to Town Board -  
Notice of Designation of Restricted Highway at the intersection of Genesee Street and Town Line Road. DISPOSITION = Police, Town Engineer, Highway Superintendent
168. Town Clerk to Various News Media -  
Notice of rescheduled Town Board meeting from Monday, May 16, 2005 to Monday, May 23, 2005. DISPOSITION = Received & Filed
169. Jennifer M. Schmitt to Supervisor -  
Request stop sign at intersection of Stonybrook Drive and Whitestone Lane. DISPOSITION = Public Hearing 5/02/05
170. NYS DEC to Supervisor -  
Notifications of changes to the General State Pollutant Discharge Elimination System (SPDES) Permit. DISPOSITION = Planning Committee
171. Nortel to Supervisor -  
Transmittal of information regarding Wireless Mesh Network Solution. DISPOSITION = Received & Filed
172. Greater Buffalo-Niagara Regional Transportation Council to Town Board -  
Notice of meeting to be held Wednesday, April 13, 2005, 9:30 AM in Buffalo.  
DISPOSITION = Received & Filed
173. Town of Tonawanda to Town Board -  
Transmittal of adopted resolution opposing recommendation of the Greiner Commission for a "Regional City of Buffalo". DISPOSITION = Received & Filed
174. Association of Erie County Governments to Town Board -  
Notice of meeting to be held Thursday, April 28, 2005, 6:30 PM in Elma. DISPOSITION = Received & Filed
175. Lancaster Rural Cemetery Association to Director of Finance -  
Request financial assistance for 2005 be granted by the Town Board. DISPOSITION = For Study
176. General Crew Chief to Supervisor -  
Request resolution to hire seasonal laborers. DISPOSITION = Resolution 4/18/05
177. Captain Riccardo M Zuppelli to Supervisor -  
Request ordinance to place stop signs at N.W. corner of Stonybrook Dr. and Whitestone Lane and S.E. corner of Stonybrook Dr. and Whitestone Lane. DISPOSITION = For Public Hearing 5/02/05
178. Highway Superintendent to Town Board -  
Request certain equipment to be deemed as surplus in order be auctioned. DISPOSITION = For Resolution
179. Town Attorney to Town Board, Planning Board, Town Clerk, Building Inspector, Town Engineer -  
Notice of SEQR Meeting to be held Monday, April 18, 2005, 6:30 PM regarding site plan applications of Niagara Lutheran Development Inc. and Vellano Brothers Supply.  
DISPOSITION = Received & Filed

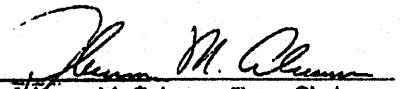
180. Town Clerk to Various News Media -  
Notice of SEQR Review to be held Monday, April 18, 2005, 6:30 PM regarding Niagara Lutheran Development and Vellano Brothers Supply. DISPOSITION = Received & Filed
181. Frank's Grille to Town Clerk -  
Advise ment of liquor license renewal application. DISPOSITION = Town Attorney
182. General Crew Chief to Supervisor -  
Invitation to Arbor Day Celebration "March in the Park" on Saturday, April 30, 2005.  
DISPOSITION = Received & Filed
183. F. Cindy Baire to Town Clerk -  
Notice of resignation as member of Board of Assessment Review. DISPOSITION = Received & Filed
184. New York Senator Dale M. Volker to Supervisor -  
Transmittal of letter and press releases communicating major public policy and funding issues that were included in the 2005 - 2006 New York State Budget. DISPOSITION = Received & Filed
185. Erie County Department of Environment & Planning to Town Board -  
Transmittal of Quarterly Report for Erie County Community Development Consortium.  
DISPOSITION = Received & Filed
186. Elma Town Clerk to Town Board -  
Transmittal of resolution adopted by the Elma Town Board opposing the current recommendations of the Greiner Commission for a "merger of Erie County and the City of Buffalo. DISPOSITION = Received & Filed
187. Planning Board Chairman to Planning Board, Town Board, Town Engineer, Highway Superintendent, Deputy Town Attorney, Building Inspector -  
Draft copy of Planning Board minutes of meeting held April 6, 2005. DISPOSITION = Received & Filed
188. Planning Board to Town Board -  
Recommend approval of Site Plan of proposed Niagara Lutheran Development addition, 5949 Broadway; condition noted. DISPOSITION = Resolution 4/18/05
189. Planning Board to Town Board -  
Recommend approval of Site Plan of proposed Vellano Brothers facility, Lancaster Parkway; conditions and comments noted. DISPOSITION = Resolution 4/18/05
190. Planning Board to Town Board -  
Recommend approval of Sketch Plan of proposed Mohawk Place Subdivision, N.Side of Walden Avenue, west of Trentwood Trail; conditions noted. DISPOSITION = Planning Committee
191. Bluebonnet Consulting Inc to Town Clerk -  
Advise ment of liquor license renewal application for The Fox Valley Golf Club.  
DISPOSITION = Town Attorney
192. Erie County Department of Public Works, Division of Highways to Town Attorney -  
Transmittal of comments and concerns regarding Nicholas Heights Subdivision.  
DISPOSITION = Planning Committee
193. Supervisor to Town of Amherst Planning Department -  
Supports Lead Agency Designation to Town of Amherst regarding SEQR procedure for amendments to the Town of Amherst Zoning Ordinance. DISPOSITION = Received & Filed
194. Highway Superintendent to Town Board -  
Request resolution to purchase a 2006 Ford F250 pick-up off State Contract. DISPOSITION = Resolution 4/18/05

195. Village of Lancaster Board to Town Board -  
Transmittal of Minutes from meeting held March 14, 2005. DISPOSITION = Received &  
Filed
196. Village of Lancaster Board to Town Board -  
Transmittal of Minutes from meeting held March 28, 2005. DISPOSITION = Received &  
Filed

**ADJOURNMENT:**

**ON MOTION OF COUNCIL MEMBER MONT'OUR, SECONDED BY COUNCIL  
MEMBER AMATURA AND CARRIED, the meeting was adjourned at 9:40 P.M.**

Signed.

  
Johanna M. Coleman, Town Clerk